

United States District Court
For the Northern District of California

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

ADAPTIX, INC.,)	Case No. 5:14-cv-01379-PSG
)	
Plaintiff,)	CLAIM CONSTRUCTION ORDER
v.)	
)	
AMAZON.COM, INC., et al.,)	
)	
Defendants.)	
)	
ADAPTIX, INC.,)	Case No. 5:14-cv-01385-PSG
)	
Plaintiff,)	CLAIM CONSTRUCTION ORDER
v.)	
)	
SONY MOBILE COMMUNICATIONS, INC.,)	
et al.,)	
)	
Defendants.)	
)	
ADAPTIX, INC.,)	Case No. 5:14-cv-02359-PSG
)	
Plaintiff,)	CLAIM CONSTRUCTION ORDER
v.)	
)	
HTC CORPORATION, et al.,)	
)	
Defendants.)	
)	

ADAPTIX, INC.,

Plaintiff,

v.

HTC CORPORATION, et al.,

Defendants.

Case No. 5:14-cv-02360-PSG

CLAIM CONSTRUCTION ORDER

ADAPTIX, INC.,

Plaintiff,

v.

KYOCERA CORPORATION, et al.,

Defendants.

Case No. 5:14-cv-02894-PSG

CLAIM CONSTRUCTION ORDER

ADAPTIX, INC.,

Plaintiff,

v.

KYOCERA CORPORATION, et al.,

Defendants.

Case No. 5:14-cv-02895-PSG

CLAIM CONSTRUCTION ORDER

ADAPTIX, INC.,

Plaintiff,

v.

ZTE CORPORATION, et al.,

Defendants.

Case No. 5:15-cv-00165-PSG

CLAIM CONSTRUCTION ORDER

ADAPTIX, INC.,

Plaintiff,

v.

ZTE CORPORATION, et al.,

Defendants.

Case No. 5:15-cv-00166-PSG

CLAIM CONSTRUCTION ORDER

ADAPTIX, INC.,

Plaintiff,

v.

ZTE CORPORATION, et al.,

Defendants.

Case No. 5:15-cv-00167-PSG

CLAIM CONSTRUCTION ORDER

ADAPTIX, INC.,

Plaintiff,

v.

ZTE CORPORATION, et al.,

Defendants.

Case No. 5:15-cv-00168-PSG

CLAIM CONSTRUCTION ORDER

Plaintiff Adaptix, Inc. claims Defendants Amazon.com, Inc., Sony Mobile Communications, Inc., HTC Corporation, Kyocera Corporation, ZTE Corporation, Verizon Wireless, Dell, Inc., AT&T Mobility LLC and Sprint Spectrum L.P. infringe United States Patent Nos. 6,947,748 and 7,454,212. Consistent with Pat. L.R. 4-3(c), the parties seek construction of one claim term.¹ The parties appeared for a hearing on the matters at hand earlier today. To avoid unnecessary delay, the court proceeds to issue its construction without its full reasoning and analysis:

PATENT NO.	CLAIM TERM/PHRASE	CONSTRUCTION
'212	"continuously monitors"	"checks without interruption"


The parties should rest assured that the court arrived at these constructions with a full appreciation of not only the relevant intrinsic and extrinsic evidence, but also the Federal Circuit's teaching in *Phillips v. AWH Corp.*,² and its progeny. So that the parties may pursue whatever recourse they believe is necessary, a complete opinion will issue before entry of any judgment.

¹ See Case No. 14-cv-01379: Docket No. 139. Pursuant to the parties' agreement, the court adopts by reference its ruling on claim construction from the "Wave 1" cases. See Case No. 13-cv-01776-PSG: Docket No. 158. The parties do not waive their right to appeal those constructions by agreeing to have them apply in these "Wave 2" cases.

² 415 F.3d 1303, 1312-15 (Fed. Cir. 2005).

1 **SO ORDERED.**

2 Dated: May 14, 2015

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4 PAUL S. GREWAL
5 United States Magistrate Judge
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